



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Denial of Verified Claim(s) against the City of Lodi

**MEETING DATE:** May 4, 2005

**PREPARED BY:** Risk Management

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**RECOMMENDED ACTION:** To approve by motion action, denial of the following verified claim filed against the City of Lodi.

(A) Catherine Conrado  
(B) Sanborn Chevrolet

DOL: December 2, 2004  
DOL: March 11, 2005

**BACKGROUND INFORMATION:**

**FISCAL IMPACT:** N/A

**FUNDING AVAILABLE:** None Required

  
\_\_\_\_\_  
Kirk Evans  
Risk Manager

cc: City Attorney  
DB Claims

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APPROVED: 

Blair King, City Manager

CITY COUNCIL

JOHN BECKMAN, Mayor  
SUSAN HITCHCOCK  
Mayor Pro Tempore  
LARRY HANSEN  
JOANNE MOUNCE  
BOB JOHNSON

# CITY OF LODI

CITY HALL  
221 WEST PINE STREET, P.O. BOX 3006  
LODI, CALIFORNIA 95241-1910  
HUMAN RESOURCES: (209) 333-6704  
FAX (209) 333-6816

BLAIR KING  
City Manager

SUSAN J. BLACKSTON  
City Clerk

STEPHEN SCHWABAUER  
City Attorney

## Notice of Claim Rejection

May 5, 2005

Jeffrey A. Silvia, Esq.  


RE: Claim against the City of Lodi

Claimant: Catherine Conrado  
Date of Loss: December 2, 2004  
Our Claim Number: 97505

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on April 7, 2005 was rejected as of the date of this letter.

### Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to §128.7 and §1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,



Susan Blackston  
City Clerk

cc: City Attorney  
DB Claims  
Risk Management  
City Clerk

CITY COUNCIL

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SUSAN HITCHCOCK  
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City Attorney

Notice of Claim Rejection  
May 5, 2005

Sanborn Chevrolet, Inc.

Attn: Dennis Calton

RE: Claim against the City of Lodi  
Claimant: Sanborn Chevrolet, Inc.  
Date of Loss: March 11, 2005  
Our Claim Number: 97405

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on April 6, 2005 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Susan Blackston  
City Clerk

cc: City Attorney  
DB Claims  
Risk Management  
City Clerk